FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CRIMINAL APPLICATION NO. 5132 OF 2003.
IN.
CRIMINAL WRIT PETITION NO. 1023 Of 2002.

Bharat M. Padia. ..Applicant.
vs.
The State of Maharashtra. ..Respondent.

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders.	:	Court's or Judge's orders

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CORAM: V.M. KANADE,J.

DATED: 18.2.2005.

P.C.:

1. This Court, by order dated 6.7.2004 had allowed criminal application for restoration of the writ petition which was filed by the petitioner, on conditiion that the Writ Petition No. 1023 of 2002 shall stand restored to file only after an amount of Rs.50,000/- is deposited by the applicant in this Court on or before 31.7.2004. The applicant gave cheque bearing No. 693338 dated 29.7.2004 for Rs. 50,000/- to the Nazir. The said cheque however, was returned back with the

remarks "Funds insufficient".

2. This Court, thereafter by order dated 6.9.2004 directed the applicant to deposit amount of Rs. 50,000/- in cash on or before 8.9.2004. This Court further directed the applicant that in adition to the said amount of Rs. 50,000/- an amount of Rs. 5,000/- should also be deposited. From the record it appears that this amount was also not deposited by the applicant.

3. In view of the non-compliance of the orders passed by this Court on 6.7.2004 and 6.9.2004 Criminal Writ Petition No. 1023 of 2003 stands dismissed for want of prosecution and in view of the conditional order on account of non-payment of the said amount, the earlier order of dismissal of the writ petition stands confirmed.